

Article 11.— ADULT CARE HOMES, HOSPITALS, RESIDENTIAL CARE FA- CILITIES AND MATERNITY CENTERS

22-11-5 Health care facilities; fire protection. (a) Each health care facility shall have fire protection available from an organized fire department.

(b) Each health care facility which is not located in an area served by a fire department may establish a contract with a nearby fire department to furnish fire protection.

(c) Telephone service to the department furnishing fire protection shall be provided. (Authorized by and implementing K.S.A. 1984 Supp. 31- 133, 31-147; effective Jan. 1, 1973; amended May 1, 1985; amended May 1, 1986.)

22-11-6 Maternity centers. (a) Definitions. (1) "Code" means the 1988 edition of the national fire protection association pamphlet no. 101, the life safety code.

(2) "Maternity center" means a facility licensed as a maternity hospital which provides delivery services for normal, uncomplicated pregnancies for not more than three women at any one time.

(3) "Grade level" means a floor which is level with the surrounding ground and from which it is not necessary to traverse over stairs to exit.

(b) Location.

(1) The labor and delivery room or rooms of a maternity center shall be located on the grade level floor of the building.

(2) If the state fire marshal determines that sufficient additional precautions have been taken, the location of labor and delivery rooms on floors above grade level may be permitted. Such additional precautions shall include:

(A) Fire-resistive or protected non-combustible building construction;

(B) a properly installed and maintained sprinkler system;

(C) properly designed ramp access from the floor on which labor and delivery rooms are located, to grade level;

(D) a one-hour fire-rated wall separating the maternity center from other occupants when located in a building with mixed occupants; and

(E) other precautions necessary to provide a reasonable degree of life safety.

(c) The interior finish of the maternity center shall have a flame spread of 75 or less, class B.

(d) The maternity center shall provide fire extinguishers in accordance with K.A.R. 22-10-12.

(e) The maternity center shall have a supervised manual and automatic fire alarm system. Properly installed smoke detectors which are interconnected to the fire alarm system shall be strategically placed throughout the maternity center.

(f) The maternity center shall have an emergency lighting system which automatically provides illumination in the event of an interruption of electrical service.

(g) The maternity center shall have at least two approved exits from each floor. Each exit that is not obvious shall be provided with an approved, lighted exit sign.

(h) Each maternity center shall have a written evacuation plan. Each staff member shall be informed of, and shall have access to, the plan. (Authorized by and implementing K.S.A. 1989 Supp. 31-133; effective May 1, 1981; amended May 1, 1985; amended May 1, 1986; amended Sept. 17, 1990.)

22-11-8 Life safety code adopted; one- and two-bed adult care homes, one- and two- bed adult family homes, three- and four-bed boarding care adult care homes, and boarding care homes for the mentally retarded. (a) National fire protection association, life safety code, pamphlet no. 101, 1988 edition, effective February 2, 1988, chapter 21, pertaining to residential board and care occupancies, is hereby adopted by reference. The provisions of chapter 21 shall apply to one- and two-bed adult care homes, one- and two-bed adult family homes, three- and four-bed boarding care adult care homes, and boarding care homes for the mentally retarded.

(b) A life safety code inspection of a home shall be performed by the state fire marshal or an authorized representative under K.S.A. 31-137 upon request from the Kansas department of health and environment.

(c) As used in this paragraph "ambulatory" means the physical and mental capability of getting in and out of bed and walking in a normal path to safety in a reasonable period of time without the aid of another person. "Non-ambulatory" means the physical or mental incapability of getting in and out of bed and walking a normal path to safety without the aid of another person.

(1) Ambulatory residents who are able to walk without the aid of another person but are unable to move from place to place without the use of a device such as a walker, crutches, wheel chair or wheeled platform shall be housed on the ground level of a home, provided handicap accommodations for exiting are present.

(2) Fully ambulatory residents who do not require the use of a device such as a walker, crutches, wheel chair or wheeled platform may be housed on any level of a home.

(3) Non-ambulatory persons shall not be allowed as residents.

(d) The following fundamental fire and life safety requirements shall be imposed in all one- and two-bed adult care homes, one- and two-bed adult family homes, three- and four-bed boarding care adult care homes and boarding care homes for the mentally retarded, in addition to chapter 21 of the life safety code:

(1) Emergency lighting shall be provided to insure illumination for evacuation in case of a power failure.

(2) Fire alarms, smoke detectors and fire extinguishers shall be maintained in an operable condition at all times.

(3) Fire drills shall be conducted as frequently as necessary, and at least once every three months, to insure orderly egress in case of an emergency.

(4) Each exit, and each route to each exit, shall be clearly marked so that all residents will readily know the direction of egress from any point within the building.

(5) Each exit shall be arranged and maintained to provide free, unobstructed egress. Locks or fastening devices shall not be installed to prevent free escape from inside the building.

(6) Each building shall be constructed, arranged, equipped, maintained and operated to avoid danger to the lives and safety of its residents from fire, smoke, fumes and panic during emergency situations. (Authorized by and implementing K.S.A. 1989 Supp. 31-133 and 31-147; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended Sept. 17, 1990.)